

CRIMINAL JURISDICTION CHECK - Defendant's Appeal¹Appeal No. 04-09-00312-CRAppellant: Artemio Gonzalo Lopez

Appellee: The State of Texas

*mandate from CCA issued***A. Trial Court Judgment**Date Sentence Imposed/Suspended: 6/4/09 p. 111**B. Motion for New Trial**

(TRAP 21.4 - within 30 days of judgment. Amended within 30 days and prior to ruling.)

Due: _____ Filed: 7-13-09 p. 122**C. Notice of Appeal**

(TRAP 26.2 - 30 days. If MNT, 90 days.)

Due: 7/6/09 Filed: 5-26-09 p. 110 ✓**MEOT**

(TRAP 26.3 - within fifteen days from deadline for filing)

Due: _____ Filed: _____ p. _____

D. Certification of Defendant's Right of AppealDoes the clerk's record contain a certification? ☒ YES ☐ NO

If yes, which of the following does the trial court certify?

- ☒ is not a plea-bargain case, and the defendant has the right of appeal
- ☐ is a plea-bargain case, but the defendant has filed a notice of appeal that specifies the appeal is for a jurisdiction defect; (Tex. Rules App. Pro. 25.2(a)(2)(A));
- ☐ is a plea-bargain case, but matters were raised by written motion filed and ruled on before trial and not withdrawn or waived, and the defendant has the right of appeal
- ☐ is a plea-bargain case, but the trial court has given permission to appeal, and the defendant has the right of appeal
- ☐ is a plea-bargain case, and the defendant has NO right of appeal
- ☐ the defendant has waived the right of appeal
- ☐ is a revocation of the defendant's community supervision, and the defendant has the right to appeal the court's action revoking the community supervision, but not the underlying conviction (Tex. Code of Crim. Pro. 42.12§23);
- ☐ is an adjudication of guilt following a deferred adjudication, and the defendant has a limited right of appeal (Tex. Code of Crim. Pro. 42.12§5(b))
- ☐ is a decision on the defendant's motion for forensic DNA testing, and the defendant has the right of appeal (Tex. Code of Crim. Pro. 64.05);

Comments: O/CChecked by: JS Date: 8/6/09